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November 3, 2003

Marlene H. Dortch, Secretary **Federal Communications Commission** 445 12th Street, S.W. Washington, D.C. 20554

> Re: CC Docket 94-102

E911 Quarterly Report

Rural Cellular Corporation for itself and its affiliates

Dear Ms. Dortch:

On behalf of Rural Cellular Corporation and its subsidiaries (collectively, "RCC") there is submitted herewith a report the status of the company's implementation of E911 services.

RCC is a digital wireless carrier operating cellular radiotelephone and/or personal communications services in multiple markets. RCC is a Tier II carrier as defined in Revision of the Commission's Rules to Ensure Compatibility with Enhanced 911 Emergency Calling Systems, CC Docket No. 94-102, Order to Stay, 2002 FCC LEXIS 3638, FCC 02-210 (2002) ("Phase II Stay Order"). This report is submitted in compliance with the terms of the Phase II Stay Order.

Should any questions arise with respect to this matter, please feel free to communicate directly with the undersigned.

Very truly yours,

Pamela L. Gist

^{1/} This report pertains to the following companies which are wholly-owned subsidiaries of Rural Cellular Corporation and are authorized by the FCC to provide broadband Commercial Mobile Radio Service: RCC Atlantic, Inc., RCC Holdings, Inc., RCC Minnesota, Inc., Wireless Alliance, LLC and TLA Spectrum, L.L.C.

Rural Cellular Corporation E911 Implementation Report November 3, 2003

Summary

Rural Cellular Corporation ("Rural Cellular") operates wireless networks in rural communities in 14 states covering approximately 5.9 million people. Our service area encompasses 34 rural service areas (RSAs), 3 small metropolitan statistical areas (MSAs) and a few partitioned basic trading areas (BTAs). As of year-end 2002, we had 722,373 customers. The Rural Cellular networks utilize predominately TDMA/analog technology except for 1 MSA that utilizes CDMA and the few partitioned BTAs that utilize GSM.

Phase I

Rural Cellular continues to make progress in its efforts to deploy Phase I location capability services. To date, Rural Cellular has received 132 requests for Phase I service. Of these requests, 103 are in service and 28 are pending. Of the 28 pending requests, 14 are within the 6-month window to deploy, 8 are waiting for facilities from the LEC or waiting for PSAP implementation, and 6 involve a switch share arrangement with another carrier that presents unique call routing issues. For details on these deployments, please refer to the spreadsheet set forth in the Appendix to this report.

Phase II

Rural Cellular also continues to make progress on its Phase II requests. To date, Rural Cellular has received 54 Phase II requests, 7 of which are pending. Of the 7 pending requests, 6 are a result of unique challenges with the switch sharing arrangement and 1 is within the 6-month window for implementation. As expressed in earlier reports to the FCC, Rural Cellular continues to have serious concerns about our ability to achieve FCC compliant accuracy with a network-based Phase II solution in our rural markets. Having completed 54 Phase II deployments with a network-based solution, we now have real data from these deployments which shows that call accuracy is falling short of the FCC mandated requirements.

Network Based Solutions in Rural Areas:

As previously mentioned, Rural Cellular is deploying a network-based solution, provided by Grayson Wireless, which utilizes a complex triangulation method to approximate the location of a 911-wireless caller. Grayson requires the installation of additional equipment, power and data circuits at each cell to gather data from the call. In general, most sites will utilize the Time Difference of Arrival (TDOA) data to determine the handset's location. However, Grayson has recommended large and cumbersome Angle

of Arrival (AOA) antennas at roughly 20% of our sites where there is no third point of reference for the triangulation calculation. These AOA antennas provide the angle of the signal that is transmitted by the handset, providing the critical third reference point. After substantial review of Rural Cellular's cell sites and tower locations, numerous challenges have surfaced in our attempts to deploy these AOA antennas. In most instances, the tower will not support the additional weight of the AOA antennas and the necessary cables to connect to the antennas. In some cases, the installation of AOA antennas would be delayed or blocked by state environmental review or local zoning boards. For example, recently in Vermont, a request to add antennas to an existing structure was delayed for over three years due to local zoning battles. These additional obstacles have resulted in substantial financial and regulatory burdens on Rural Cellular in our attempts to comply with the mandate. Rural Cellular has installed Grayson equipment in the all of the areas where we have Phase 2 requests.

Unlike many carriers serving more metropolitan areas, which have chosen a network-based solution, Rural Cellular's markets do not have the population density to allow the averaging of our rural serving areas (RSAs) with metropolitan serving areas (MSAs) to achieve the mandated accuracy. In light of these circumstances, Rural Cellular is faced with a daunting decision: continue to deploy a network-based solution for Phase 2, knowing that full compliance is not likely to be achieved or migrate to a handset-based solution. The handset-based solution would involve a complete overlay or conversion of our TDMA networks to CDMA/aGPS technology, or possible GSM should a GSM/aGPS handset become available. This network migration would place an enormous financial burden on our organization given the December 2005 deadline for aGPS handset sales and replacement.

With these challenges in mind, Rural Cellular encourages the FCC to consider either relaxed accuracy standards for RSAs and/or extended timelines for TDMA carriers to migrate to networks that support GPS handsets. Despite these challenges, Rural Cellular will continue in our good faith efforts to meet our Phase 2 responsibilities.

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<u>AFFIDAVIT</u>

County of Douglas

SS

State of Minnesota

I, SCOTT DONLEA, having been first duly sworn, depose and state as follows:

- 1. I am Vice President Market Development for Rural Cellular Corporation.
- I am familiar with the facts contained in the foregoing Quarterly Report of Phase-In of E911 Phase II Compliance, and I verify that those facts are true and correct to the best of my knowledge and belief, except that I do not and need not attest to those facts which are subject to official notice by the Commission.

I declare under penalty of perjury that the foregoing is true and correct.

Scott Donlea

Vice President - Market Development

Rural Cellular Corporation

Subscribed to and sworn to before me

this 3 day of N 5, ----- 2003.

Notary Fublic

CHARLES M. LARSON NOTARY PUBLIC - MINNESOTA My Comm. Exp. Jan. 31, 2005

My commission expires:

CERTIFICATE OF SERVICE

I, Daniel Ladmirault, an employee in the law offices of Lukas, Nace Gutierrez & Sachs, Chartered, do hereby certify that I have on this 3rd day of November, 2003, sent by U.S. Mail, a copy of the foregoing E911 Quarterly Report of Rural Cellular Corporation (for itself and its affiliates) to the following:

John Muleta, Chief*
Wireless Telecommunications Bureau
Federal Communications Commission
445 12th Street, S.W., Room 3-C252
Washington, DC 20554

David Solomon, Chief*
Enforcement Bureau
Federal Communications Commission
445 12th Street, S.W., Room 7-C485
Washington, D.C. 20554

Blaise Scinto, Acting Chief*
Policy Division
Wireless Telecommunications Bureau
Federal Communications Commission
445 12th Street, S.W., Room 3-C133
Washington, DC 20554

Jennifer Tomchin, Legal Advisor*
Policy Division
Wireless Telecommunications Bureau
Federal Communications Commission
445 12th Street, S.W., Room 3-C400
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Patrick Forster*
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John Ramsey, Executive Director APCO International, Inc. World Headquarters 351 N. Williamson Blvd. Daytona Beach, FL 32114-1112

Jim Goerke, Interim Executive Director NENA 422 Beecher Rd. Columbus, OH 43230

Evelyn Bailey, Executive Director, NASNA Vermont Enhanced 9-1-1 Board 94 State Street Drawer 20 Montpelier, VT 05620-6501

*By Hand-Delivery